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on April 23, 2008

TOWNSEND and TOWNSEND and CREW LLP

By: Ma Xue

PATENT
Attorney Docket No. 015280-356100US
Client Ref. No. E-201-1998/0-US-06

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

PASTAN et al.

Application No.: 09/673,707

Filed: January 11, 2001

For: RECOMBINANT IMMUNOTOXIN
DIRECTED AGAINST THE HIV-1
GP120 ENVELOPE GLYCOPROTEIN

Confirmation No. 3958

Examiner: Zeman, Robert A.

Technology Center/Art Unit: 1645

RESPONSE TO NOTIFICATION OF
NON-COMPLIANT APPEAL BRIEF

Mail Stop Appeal Brief
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notification of Non-Compliant Appeal Brief dated April 17, 2008 (the "Notification"), please replace Section 3, Status of Claims, of the Appeal Brief with the following:

3. STATUS OF CLAIMS

Claims 1-7, 9, 11, 52-55, 57, 68-75, and 77 are rejected. The rejection of each of these claims is hereby appealed.

Claims 19-24, 59-65, 79-88, 90-97, 99, and 101-103 are withdrawn from examination.

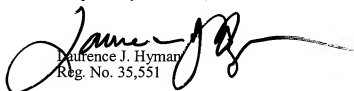
Claims 8, 10, 12-18, 25-51, 56, 58, 66, 67, 76, 78, 89, 98, and 100 have been canceled.

REMARKS

The Notification indicates that Section 3 of the Appeal Brief filed by the Applicants did not state the status of all claims or does not identify the appealed claims. In compliance with the Notification, Applicants hereby submit the substitute Section 3 set forth above, which clarifies the status of all the claims.

This response is believed to be fully responsive to the Notification. The reviewer is invited to telephone the undersigned at 415-576-0200 if there are any remaining matters impeding consideration of the Applicants' appeal.

Respectfully submitted,


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